

**MINUTES OF THE MEETING OF THE COMMON COUNCIL OF THE CITY OF CUDAHY,
HELD AT THE CUDAHY MUNICIPAL BUILDING, 5050 S. LAKE DR.
MILWAUKEE COUNTY, WISCONSIN
*Tuesday, June 1, 2010***

ROLL CALL

Mayor Anthony Day called the meeting to order at 7:00 PM. The following answered, "present" to the roll call: Council Members Mikolajczak, Schissel, Otto, Litkowiec and Bartoshevich. Also in attendance: Clerk/Treasurer Broderick, Dir. Office Ser. Toms-Neary, Fire Chief Mayer, Police Chief Poellot, DPW Director Lange and City Attorney Eberhardy.

MEETING STATEMENT

The proper open meeting statement was read at this time.

Dick Schuster of 5719 S. Robert Avenue spoke regarding contacts for contractors working within the City.

ADOPTION OF MINUTES:

MOTION MADE BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve the following minutes as listed. Motion carried unanimously.

1. Regular meeting of the Common Council held May 18, 2010.
2. Minutes of the Personnel meeting held May 18, 2010.
3. Minutes of the Traffic & Safety commission held May 19, 2010.
4. Minutes of the Claims Committee held May 19, 2010.
5. Minutes of the Plan Commission held May 11, 2010.
6. Minutes of the Board of Public Works held April 26, 2010.
7. Minutes of the Tree Board held April 15, 2010.
8. Minutes of the Board of Health held March 23, 2010.

CORRESPONDENCE

Communication from Omni Associates regarding invitation to public information meeting regarding proposed rehabilitation of E. College Avenue.

OLD BUSINESS

1. Discussion and appropriate action regarding approval of City of Cudahy Employee Handbook. **MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK** to lay this item over. Motion carried unanimously.

NEW BUSINESS

1. Discussion and appropriate action regarding request for approval of WIC sponsored picnic celebrating World Breastfeeding Week. **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. SCHISSEL** to approve. Motion carried unanimously.

2. Discussion and appropriate action regarding award of the Whitnall Avenue Storm Sewer Improvement Project to BCF Construction in the amount of \$148,640 with a \$10,000 contingency. DPW Director Lange explained that the contingency amount is to cover any expense if the crew were to run into issues such as bad soils, unknown pipes, etc. **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. BARTOSHEVICH** to approve award to BCF Construction in the amount of \$148,640 with \$20,000 contingency. On the roll call vote, motion carried unanimously.
3. Discussion and appropriate action regarding the award of the Whitnall Pavement Improvement Project to Black Diamond Group in the amount of \$419,966.25 with a \$50,000 contingency. **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. BARTOSHEVICH** to approve award to Black diamond Group in the amount of \$419,966.25 with a \$50,000 contingency. On the roll call vote, motion carried unanimously.
4. Discussion and appropriate action regarding request of Donald Paynter of 3920 E. Morris Avenue and Marvin Mullikan of 3914 E. Morris Avenue to forgive snow removal billing on front of their homes. Mr. Paynter was present at the meeting and spoke before the Council. His claim was that everyone else on his block was unshoveled after the snowfall and only he and his neighbor's snow was removed by the City. **MOTION BY ALD. LITKOWIEC, SECOND BY ALD. OTTO** to deny the request to forgive the billing. On the roll call vote, motion carried unanimously.
5. Discussion and appropriate action regarding request of Lynne Canzoneri of 3920 E. Underwood Avenue to forgive snow removal billing in front of her home. **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. OTTO** to deny the request. Motion carried unanimously.

MAYOR UPDATE

The Mayor reported that a letter has been sent to the Wisconsin Department of Transportation expressing the City's objection to round-a-bout on College Avenue.

ALDERPERSON UPDATE

Aldersperson Otto reported that the trees on Delaware Avenue from Holmes to Vogel are in and that donations came from the Sommer's Court Home Owners Association and the Cudahy Commons. He reported that there will be a tree planting ceremony at Vogel & Delaware Avenues on June 5, 2010 at 10:00 AM. He also thanked City Forester Mike Wagner for his expertise.

ORDINANCES

1. Discussion and appropriate action regarding Ordinance No. 2336 entitled "An Ordinance Updating Municipal Code 12.03(4)(a)1.b Providing for a Change in the Issuance of Class "A" and "Class A" Liquor and Beer License by Population". **MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK** to approve. On the roll call vote, motion carried unanimously.

RESOLUTIONS

1. Discussion and appropriate action regarding Resolution No. 6616 entitled "A Resolution Adopting Natural Hazard Mitigation Plan". **MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK** to approve. On the roll call vote, motion carried unanimously.
2. Discussion and appropriate action regarding Ordinance No. 6614 entitled "A Resolution Authorizing and Direction Sidewalk Replacement in the City of Cudahy Pursuant to

Statute 66.0907" (2010 Sidewalk Replacement Program). **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. LITKOWIEC** to approve. On the roll call vote, motion carried unanimously.

3. Discussion and appropriate action regarding Resolution No. 6615 entitled "Final Resolution for Public Works Improvements in Assessment Subdivision No. 72 and Declaring Intent to Exercise Special Powers Under Section 66.0703 Wisconsin Statutes – Police Powers". **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. LITKOWIEC TO APPROVE**. On the roll call vote, Alderpersons Mikolajczak, Schissel, Litkowiec and Bartoshevich voted "aye". Alderperson Otto voted "no". Motion carried.
4. Discussion and appropriate action regarding Resolution No. 6613 entitled "A Resolution Congratulating Carol Wantuch upon Receiving the "Lifetime Distinguished Service to Public Health Award". **MOTION BY ALD. BARTOSHEVICH, SECOND BY ALD. MIKOLAJCZAK** to approve. Motion carried unanimously.

LICENSES & PERMITS

"Class B" Combination Liquor License

1. Discussion and appropriate action regarding renewal of "Class B" combination liquor licenses pending fire inspection for:
Ferki Bekteshi (Andrea's) 5921 S. Packard Ave.
Joseph Halser IV, Agent (City Lounge) 3455 E. Layton Ave.
David P. Bursiek, Agent (Construction Site) 3778 E. Pulaski Ave.
Lynn & Frank Hornak (The Country Club) 5928 S. Packard Ave.
August M. Morchinek (Goose & Jan's) 4906 S. Packard Ave.
Salvatore Purpora, Agent (Papa Luigi's Pizza) 3475 E. Layton Ave.
Robert A. Hoefs (On the Limiter) 3479 E. Plankinton Ave.
Francisco Montenegro, Agent (Restaurante La Salsa) 3470 E. Layton Ave.
Toni L. Eder (Rollie's Tap) 5406 S. Packard Ave.
Barbara J. Larson (Sparky's) 5244 S. Packard Ave.
Cindy N. Thong, Agent (Tsing Tao) 5765 S. Packard Ave.
William J. Burg, Agent (Whiskey River) 5260 S. Packard Ave.
Gary Ward (KCD's) 3557 E. Squire Ave.

MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve licenses as listed pending fire inspection. Motion carried unanimously.

2. Discussion and appropriate action regarding renewal of "Class B" combination liquor licenses pending fire and building inspection for:
Larry D. Burss, Agent (Southwoods Restaurant) 5404 S. Pennsylvania Ave.
Jerald Kotarak, Agent (Joe's K Ranch) 4840 S. Whitnall Ave.
MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve licenses as listed pending building inspection. Motion carried unanimously.

3. Discussion and appropriate action regarding renewal of "Class B" combination liquor licenses pending building inspection for:
Susan K. Benn (Benn There) 5274 S. Packard Ave.
Susan Hempel (Brothers Sports Bar) 5142 S. Packard Ave.
Helen Fettig (Club 300) 3460 E. Layton Ave.
Daniel Kaminski (Coaches Corner) 5832 S. Packard Ave.
Joseph L. Jakubiak, Agent (Cudahy Tap Room) 3558 E. Barnard Ave.
Filogonio Medina (Fili's Family Restaurant) 4753 S. Packard Ave.
Carey Catania, Agent (Motion Plus Lanes) 3620 E. Carpenter Ave.
Gerald S. Zeniecki (Reggie & Gerry's) 4883 S. Packard Ave.
Robert Sleger, Agent (South Shore Inn) 5483 S. Lake Drive
MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve licenses as listed pending fire and building inspections. Motion carried unanimously.
4. Discussion and appropriate action regarding renewal of "Class B" combination liquor licenses pending fire and health inspection for:
Geraldine Buchholz (Gerry's In) 4767 S. Packard Ave.
John Fucile (Texx's) 3665 E. Grange Ave.
Dwayne Quinn, Agent (Wayne's on Packard) 4854 S. Packard Ave.
MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve licenses as listed pending health and fire inspections. Motion carried unanimously.
5. Discussion and appropriate action regarding renewal of "Class B" combination liquor licenses pending fire, building and health inspection for:
Pamela J. Graf (Dusty's) 4858 S. Packard Ave.
Wayne Stenglein (Gasthaus) 3450 E. Layton Ave.
Daniel & Linda Singer (Glide Inn) 5110 S. Packard Ave.
Roger Zeniecki, Agent (Light Palace) 5880 S. Packard Ave.
Karen J. Swessel, Agent (Pulaski Inn) 3900 E. Pulaski Ave.
MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve licenses as listed pending health, building and fire inspections. Motion carried unanimously.
6. Discussion and appropriate action regarding renewal of "Class B" combination liquor licenses pending fire, building and health inspection and police background check for:
Josefina Dombrowski, Agent (Time Outt) 4871 S. Packard Ave.
MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve licenses as listed pending health, building and fire inspections and police background check. Motion carried unanimously.
7. Discussion and appropriate action regarding renewal of "Class B" combination liquor licenses pending police background check and payment of wholesaler bill for:
Joseph Paladino, Agent (Club Bagdad) 3776 E. Layton Ave.
MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve licenses as listed pending police background check and payment of wholesaler bill. Motion carried unanimously.

8. Discussion and appropriate action regarding renewal of "Class B" combination liquor licenses pending police background check and building and fire inspections:
Curtis Frahm, Agent (CJ's Station House) 3506 E. Layton Ave.
Aurora Herrera (La Serenata Restaurant) 4978 S. Packard Ave.
MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve licenses as listed pending building and fire inspections and police background check. Motion carried unanimously.
9. Discussion and appropriate action regarding renewal of "Class B" combination liquor licenses pending police background check and fire inspections:
Wendy Helgeson, Agent (Samano's) 3431 E. Plankinton Ave.
MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve licenses as listed pending fire inspection and police background check. Motion carried unanimously.

"CLASS B" MALT

1. Discussion and appropriate action regarding renewal of "Class B" malt licenses pending fire inspection:
Roy Leda, Agent (Cudahy Sportsmen's Club) 5350 S. Sheridan Dr.
MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve licenses as listed pending fire inspection. Motion carried unanimously.
2. Discussion and appropriate action regarding renewal of "Class B" malt licenses pending fire and building inspection:
Qazim Abasovski (Megan's Café) 5018 S. Packard Ave.
MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve licenses as listed pending fire and building inspection. Motion carried unanimously.
3. Discussion and appropriate action regarding renewal of "Class B" malt licenses pending fire inspection and police background check:
Zhuo Hui Liang (Treasure Garden) 4905 S. Packard Ave.
MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve licenses as listed pending fire inspection and police background check. Motion carried unanimously.
4. Discussion and appropriate action regarding renewal of "Class B" malt licenses pending fire and building inspection and police background check:
Issa S. Abuhatum, Agent (Grange Foods) 2916 E. Grange Ave.
MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve licenses as listed pending fire and building inspection and police background check. Motion carried unanimously.

"CLASS A" COMBINATION LIQUOR

1. Discussion and appropriate action regarding renewal of "Class A" combination liquor licenses pending fire inspection:
Jessica Walden, Agent (Aldi's) 5656 S. Packard Ave.
Khalil Jalil Audi, Agent (Charlie's Discount Tobacco & Liquor) 3604 E. College Ave.

MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve licenses as listed pending fire inspection. Motion carried unanimously.

2. Discussion and appropriate action regarding renewal of "Class A" combination liquor licenses pending building inspection:

Ernest Wunsch (Skyline Catering) 5601 S. Pennsylvania Ave.

MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve licenses as listed pending building inspection. Motion carried unanimously.

3. Discussion and appropriate action regarding renewal of "Class A" combination liquor licenses pending fire and building inspection:

David Burney, Agent (CVS Pharmacy) 5740 S. Packard Ave.

Bill Kugler, Agent (Pick n Save) 5851 S. Packard Ave.

MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve licenses as listed pending fire and building inspection. Motion carried unanimously.

USED AUTO/SALVAGE DEALERS

1. Discussion and appropriate action regarding renewal of Used Car/Salvage Dealer licenses pending fire inspection:

Melonie Plimpton (Authentic Automotive) 4969 S. Packard Ave.

Mark Nicholson (Exec Sales) 6183 S. Packard Ave.

Fouad Abduljalil (Fred's Auto Sales) 5117 S. Packard Ave.

James Gessler (Heritage Automotive) 3441 E. Ramsey Ave.

George Pavelich (Pavelich Motors) 2801 E. Layton Ave.

Joseph Marhal (Sunbelt Motors) 6183 S. Packard Ave.

MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve licenses as listed pending fire inspection. Motion carried unanimously.

2. Discussion and appropriate action regarding renewal of Used Car/Salvage Dealer licenses pending building inspection:

Kenneth Churchill III (CK Auto) 4740 S. Pennsylvania Ave.

Harry Pelman (Pelman Iron & Metal Inc.) 5510 S. Whitnall Ave.

Lawrence Moris (South Side Auto Mart) 5090 S. Pennsylvania Ave.

MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve licenses as listed pending building inspection. Motion carried unanimously.

3. Discussion and appropriate action regarding renewal of Used Car/Salvage Dealer licenses pending fire and building inspection:

Mirlint Neziri (MN Car Sales) 3210 E. Layton Ave.

Craig Ewald (Ewald's Venus Ford) 2727 E. Layton Ave.

Marco Guerrero (Unos Auto Sales & Service) 4949 S. Packard Ave.

MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve licenses as listed pending building and fire inspection. Motion carried unanimously.

4. Discussion and appropriate action regarding renewal of Used Car/Salvage Dealer licenses pending fire inspection and police background check:

Paul Styer (Co part Auto Auctions) 4825 S. Whitnall Ave.

Jeffrey Kruse (Customs Unlimited) 3650 E. Adams Ave.

Cheri Handel (Haul Away Towing) 5373 S. Whitnall - B

Cheri Handel (Wally's Radiator) 5373 S. Whitnall - A

MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve licenses as listed pending fire inspection and police background check. Motion carried unanimously.

5. Discussion and appropriate action regarding renewal of Used Car/Salvage Dealer licenses pending fire and building inspection and police background check:
Ala'a Abdul-Qader (All Star Auto Group) 3383 E. Layton Ave.
Raied Al-Hasan (Lakeside Auto LLC) 5204 S. Packard Ave.
Mark Radtke (Nice Used Cars) 5048 S. Packard Ave.

MOTION BY ALD. SCHISSEL, SECOND BY ALD. MIKOLAJCZAK to approve licenses as listed pending fire and building inspection and police background check. Motion carried unanimously.

PARADE PERMIT

1. Request of Bill Jahnke, Race Director for Badgerland Striders for run through City, Lake Drive from Pulaski to Henry, and Lake Drive from Lunham to Bottsford on Sunday, August 1, 2010 to begin at 7:00 A.M. **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. BARTOSHEVICH** to approve. Motion carried unanimously.

Hearing from Cudahy residents who wish to speak on any subject.

Jerry Wenglewski of 3717 E. Carpenter Ave. regarding lack of snow shoveling on Packard Avenue.

Tom Schmidt of 3954 E. Birchwood regarding City of Cudahy Police Academy.

Dan Stanislawski of 3590 S. Nicholson Avenue regarding several items.

Dick Schuster of 5719 S. Robert Ave. spoke regarding traffic control during street repairs.

ADJOURN

MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. BARTOSHEVICH to adjourn at 8:10 P.M. Motion carried unanimously.

Passed and approved this 22nd day of June, 2010.

Anthony Day, Mayor

ATTEST: Dennis Broderick, Clerk/Treasurer